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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0851-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	08/900,555
		Filing Date	Jul 6, 2001
		First Named Inventor	
		Group Art Unit	1651
		Examiner Name	Patricia A. Patten
Total Number of Pages In This Submission		Attorney Docket Number	4532660/19270 (KEM46)

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached Amendment / Reply After Final Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request Express Abandonment Request <input checked="" type="checkbox"/> Response to Restriction Requirement Certified Copy of Priority Document(s) Response to Missing Parts/Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53	Assignment Papers (for an Application) Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s)	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) Return Postcard
Remarks		

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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Kent A. Herink
Signature	<i>Kent A. Herink</i>
Date	November 26, 2002

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date:			
Type or printed name	Jeri Krutinger	11/26/02	
Signature	<i>Jeri Krutinger</i>	Date	November 26, 2002

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# fax t r a n s m i t t a l

to: Examiner Patten

fax #: 703-746-5305

from: Kent Herink

date: April 4, 2003

re: Serial No. 09/900,555

pages: 10, including this cover sheet

## NOTES:

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BY FACSIMILE: 703-746-5305 Attention: Examiner Patten

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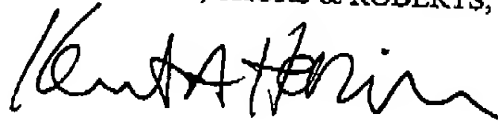
Re: Serial No. 09/900,555  
Filed July 6, 2001

Dear Sir:

Attached is a full, complete and accurate copy of the Response to Restriction Requirement, Fee Transmittal form requesting a one-month extension of time, Transmittal Form, check stub for the extension fee and postcard, all of which were filed November 26, 2002, as well as a copy of the returned postcard stamped as received by the USPTO on December 3, 2002. Also enclosed is a copy of the original Office Action mailed September 26, 2002, which made the restriction requirement. These documents establish that the Response to Restriction Requirement was timely filed within the one-month extension period.

Sincerely yours,

DAVIS, BROWN, KOEHN, SHORS &amp; ROBERTS, P.C.



Kent A. Herink

KAH  
Enclosures

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#9  
#13  
4/8/03

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

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Approved for use through 10/31/2002, OMB 0851-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
☐ Applicant Claims small entity status. See 37 CFR 1.27  
**TOTAL AMOUNT OF PAYMENT** **(\$)** 110.00

**Complete if Known**

Application Number 09/900,555

Filing Date 7/6/2001

First Named Inventor

Examiner Name Patricia Patten

Group Art Unit 1651

Attorney Docket No. 4532660/19270

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

### Deposit Account

Deposit Account Number 12-2250

Deposit Account Name Davis, Brown, Kohn, Shors & Roberts, P.C.

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

**SUBTOTAL (1) (\$)**

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims Independent Claims Multiple Dependent

Extra Claims Fee from below

Fee Paid

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	**Reissue independent claims over original patent
110 18	210 9	**Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) (\$)**

\*\* or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee	Small Entity Fee	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 60	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	110.00
116 400	216 200	Extension for reply within second month	
117 920	217 480	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 480	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (lines number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
189 900	189 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)** 110.00

## SUBMITTED BY

Name (Print/Type) Kent A. Herink

Signature *Kent A. Herink*

Registration No. (Attorney/Agent) 31025

Complete (if applicable)

Telephone 515-288-2500

Date 11/26/02

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APR. 4. 2003 2:03PM SHORS & ROBERTS, P.C.

NO. 158 P. 6

DATE	INVOICE NO.	REFERENCE	No.	AMOUNT
11/26/02	117866	4532660/19270/JERI	211168	110.00

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11/26/02	117866	4532660/19270/JERI	110.00

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November 26, 2002

Receipt of the following is hereby acknowledged by the United States  
Patent and Trademark Office mailroom stamp hereon:

Applicant: Kemin Food, L.C.  
Our File No.: 4532660/1920 (KEM 46)  
Serial No.: 09/900,555  
Enc: Transmittal Sheet, Fee Transmittal, Extension of  
Time, Check and Return Postcard